



PATENT

Customer No. 22,852

Attorney Docket No. 04995.0044-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Anthony MAURELLI et al.

Application No.: 10/034,213

Filed: January 3, 2002

For: METHODS OF IDENTIFYING BACTERIAL
GENES THAT ARE INCOMPATIBLE WITH
BACTERIAL PATHOGENICITY, AND THE
USE OF SUCH GENES, SUCH AS CADA,
TO REDUCE PATHOGENICITY IN A
BACTERIA OR TO COMBAT
PATHOGENIC BACTERIAL INFECTIONS

)
)
) Group Art Unit: 1645

)
) Examiner: To be assigned
)
)

Commissioner for Patents
Washington, DC 20231

Sir:

**RESPONSE TO NOTICE OF MISSING PARTS AND
ASSERTION OF SMALL ENTITY STATUS**

In response to the Notice of Missing Parts mailed March 22, 2002, Applicants submit the Small Entity Basic Filing Fee of \$370.00 and the Late Filing Fee Surcharge of \$65.00 under 37 C.F.R. § 1.16(l).

The instant application is assigned to The Henry M. Jackson Foundation for the Advancement of Military Medicine, The University of Maryland, Baltimore, and The Regents of the University of Michigan. Each of these entities qualifies as a Small Entity under 37 C.F.R. § 1.27. Verified statements by each party claiming small entity status are attached to this submission.

FINNEGAN
HENDERSON
FARABOW
GARRETT &
DUNNER LLP

1300 I Street, NW
Washington, DC 20005
202.408.4000
Fax 202.408.4400
www.finnegan.com

Please grant any extensions of time required to enter this response and charge any additional required fees to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: May 22, 2002

By: Elizabeth A. Doherty
Elizabeth A. Doherty
Reg. No. 50,894

FINNEGAN
HENDERSON
FARABOW
GARRETT &
DUNNER LLP

1300 I Street, NW
Washington, DC 20005
202.408.4000
Fax 202.408.4400
www.finnegan.com



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/034,213	01/03/2002	Anthony T. Maurelli	04995-0044-01

CONFIRMATION NO. 7868

22852
FINNEGAN, HENDERSON, FARABOW, GARRETT &
DUNNER LLP
1300 I STREET, NW
WASHINGTON, DC 20005

FORMALITIES LETTER



OC000000007700180

Date Mailed: 03/22/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 870.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

05/24/2002 NH0HAWH1 00000081 10034213

01 FC:201 370.00 OP
02 FC:205 65.00 OP